

## **REMARKS**

Claims 1-60 are pending in the present application.

This Amendment is in response to the Office Action mailed December 13, 2007. In the Office Action, the Examiner objected to claim 33, rejected claims 1, 3-7, 9-12, 15-17, 19-21, 23-26, 29-31, 33-37, 30-42, 45-47, 49-51, 53-56 and 50-60 on the ground of nonstatutory obviousness-type double patenting, and claims 1-7, 9-21, 23-37, 39-51, and 53-60 under 35 U.S.C. § 103(a).

Applicant has amended claims 1, 17, 31, 33, and 47. Reconsideration in light of the amendments and remarks made herein is respectfully requested.

### **I. CLAIM OBJECTION**

Claim 33 is objected to because of the following informalities: In regard to claim 33, the claim recites "the apparatus recited in claim 1, wherein..." when there is no apparatus recited in claim 1. In response, Applicant has amended claim 33 accordingly. The objection is now moot. Therefore, Applicant respectfully requests the objection be withdrawn.

### **II. DOUBLE PATENTING**

In the Office Action, the Examiner rejected claims 1, 3-7, 9-12, 15-17, 19-21, 23-26, 29-31, 33-37, 39-42, 45-47, 49-51, 53-56, and 59-60 based on a nonstatutory obviousness-type double patenting. Applicant has timely filed a terminal disclaimer in compliance with 37 CFR 1.321(c) to overcome the nonstatutory double patenting rejection. The rejection is now moot. Therefore, Applicants requests the rejection be withdrawn.

### **III. REJECTIONS UNDER 35 U.S.C. § 103**

The Examiner rejected : 1) claims 1-7, 9-21, 23-37, 39-51, and 53-60 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,172,677 issued to Stautner et al. ("Stautner") in view of U.S. Patent No. 5,710,605 issued to Nelson ("Nelson"); 2) claims 1, 2, 8, 17, 18, 22, 31, 32, 38, 47, 38 and 52 as being

unpatentable over Stautner in view of U.S. patent No. 6,130,726 issued to Darbee et al. ("Darbee").

Applicant respectfully traverses the rejections for the following reasons.

Stautner discloses an electronic program guide (EPG) comprising a plurality of columns and rows (col. 4, lines 29-27)... The Examiner claimed that Stautner discloses "displaying in a first cell formed at an intersection of a first row and a first column, program information for a first program associated with a first source (Fig. 4 – CNN, channel 22), the program information being title-based information (Fig. 4 – CNN" is title-based, just as "ABC NIGHLINE" and the first source being one of a channel and a category (Fig. 4 – the source that the program on channel 22, "CNN", is associated with is one of the category "NEWS". In contrast to the present invention where the first column does not display topic or is not a topic displayed column (see Fig. 3) but the first column displays the program information (i.e., Saturday Night Live (34), Andy Griffith (36), Wings (44), etc.), the first column in Stautner displays the topic (i.e., NEWS, SPORTS, PERSONAL FINANCE< KIDS, GARDENS) as shown in Fig. 4.

Nelson discloses a remote control unit for controlling a television and videocassette recorder with a display (Fig. 1). The display mechanism is included for displaying the current day and time and for further displaying television programming schedule items (Col. 2, lines 2-5). Unlike the present invention, Nelson does not display an EPG let alone any columns.

Darbee discloses a program guide on a remote control display. The programming of the remote control has the capability to vary the size of the font(s), as this will enable users to obtain information more quickly. Similarly, provision is made for the utilization of different character sets and languages on the display of the remote control (Col. 10, lines 51-59). Unlike the present invention where the first column displays the program information (i.e., Saturday Night Live (34), Andy Griffith (36), Wings (44), etc.), the first column of Darbee displays the source information (i.e., KCBS, LOCAL, KNBC, etc.), Fig. 5A and 5B.

Stautner, Nelson, and Darbee, taken alone or in any combination, do not disclose, suggest, or render obvious the first column is not a topic column or that first column is not a topic displayed column. This aspect of the invention is supported in Fig. 3 and Fig. 4 and is recited in amended claims 1, 17, 31, and 47.

Therefore, Applicant believes that independent claims 1, 17, 31, 47 and their respective dependent claims are distinguishable over the cited prior art references. Accordingly, Applicant respectfully requests the rejections under 35 U.S.C. §103(a) be withdrawn.

**CONCLUSION**


In view of the amendments and remarks made above, it is respectfully submitted that the pending claims are in condition for allowance, and such action is respectfully solicited. If it is believed that a telephone conversation would expedite the prosecution of the present application, or clarify matters with regard to its allowance, the Examiner is invited to contact the undersigned attorney at the number listed below.

The Commissioner is hereby authorized to charge payment of any required fees associated with this Communication or credit any overpayment to Deposit Account No. 04-1175.

Respectfully submitted,

PIONEER NORTH AMERICA, INC.

Dated: 03/10/08

  
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